

going to do it all with alternative energy? I do not know, but the great genius of America can figure out a way to do this.

We need to lessen our dependence on foreign oil. There is no question about that. Fifty-eight percent of the oil we use comes from foreign countries. Listening to the news this morning, the stock market just moved a little bit yesterday. Why did it not move more? Because the price of oil went up almost a dollar a barrel. We have to do better than that. The only way we can do it is to lessen our dependence on foreign oil.

Unless we have a directive of this President and Presidents that follow him to meet this goal, we will continue to be dependent on foreign oil.

So I am totally impressed with the Senator from Washington and the great work she has done on this amendment. I hope it passes by a large margin.

#### FUNERAL OF FORMER SENATOR EXON

Mr. REID. Mr. President, the time I have is leader time, and I wanted to say a few things. I was not here yesterday afternoon because of the funeral of Senator Exon. I say to my colleagues, those of us who went to that funeral were so impressed with what this man did for the State of Nebraska. For the first time in the history of Nebraska, a funeral was held in the State capitol. Why? Because Jim Exon made a difference in the State of Nebraska. I am sure all 100 Senators, as I have, ask are we making a difference in what happens in our States, in our country. The lesson we can look to is Jim Exon, a man with not a great education by modern-day standards but a person who by modern-day standards, or any standard, had a great heart and a great mind and was able to do wonderful work for the State and for the country.

His family expressed so many warm feelings about their father and grandfather. Bob Kerrey gave one of the most moving eulogies that has ever been given. I am sorry I was not here yesterday, but for those of us who went to that funeral—Senator BEN NELSON, Senator HAGEL, Senator BINGAMAN, Senator LEVIN, Senator AKAKA—it was so worth our time.

#### JOHN BOLTON NOMINATION

Mr. REID. Mr. President, I rise to respond to a statement that was made yesterday. I want to provide an update on the status of the Bolton nomination. As I said yesterday, and I say now, we on this side of the aisle have been clear and consistent on our position on this matter. If the administration works in good faith to give the Senate the information it requires, Senate Democrats are ready immediately to give this nomination a vote.

We are not going on a fishing expedition in this instance. Democrats are seeking clearly defined and specific in-

formation about two very important issues that bear directly on John Bolton's fitness to represent this great country in the United Nations. I know what a fishing expedition is. A fishing expedition is, for example, in the law when one does a deposition or sends interrogatories and they have no idea what the answers are going to be, they have no idea what information they are really seeking to obtain, they hope something will turn up. That is not the case here because we have given two important areas where we want information: Did Mr. Bolton attempt to exaggerate what Congress and the American people would be told about Syria's alleged weapons of mass destruction capabilities? Secondly, did Mr. Bolton use or maybe perhaps misuse highly classified intelligence intercepts to spy on bureaucratic rivals who disagreed with his views or for other inappropriate purposes?

At the time I made those remarks, sadly, the administration and Senate Republicans had taken the position for the past month or more that nothing needed to be provided to the Senate on either of these issues, nothing. Last evening, the chairman of the Intelligence Committee, my friend, Senator ROBERTS, came to the floor to announce that he had attempted, "one last good-faith effort to alleviate Senate Democrats' concerns."

These questions were not directed to a member of the Intelligence Committee or to a member of the Armed Services Committee. These questions that we have asked were directed to the White House, to this administration.

Let us take a look, though, at Senator ROBERTS' efforts. First, it completely ignored one of the two issues on which we are seeking further clarification; namely, whether Bolton attempted to exaggerate what Congress and the American people would be told about Syria's alleged weapons of mass destruction capabilities.

I remind my colleagues, this is no small matter. All over the news the last 2 days has been concerns about weapons of mass destruction by virtue of the memo that was discovered in England. Concerns about this administration hyping intelligence and Great Britain hyping intelligence cannot be dismissed lightly.

U.S. troops are fighting in Iraq today largely because this administration told the Congress and the American people that Iraq not only possessed stockpiles of weapons of mass destruction but was also capable of using them against us and our allies.

U.S. troops are fighting in Iraq today. In the last 48 hours, 11 American soldiers have been killed. During that same period of time, I do not know the exact count, but well over 100 Iraqis have been killed. During that same 48-hour period, I do not know how many American soldiers have been grievously injured. I have no idea how many Iraqis have been paralyzed, blinded, or lost limbs. It is serious.

But we have learned since the war that the administration's own investigator concluded Iraq did not possess either the stockpiles or the means of delivery. Just as importantly, there are a series of unanswered questions about whether senior officials in this administration dramatically and intentionally hyped this threat to justify their desire to invade Iraq. So one can see why we believe it is no small matter for us to learn whether Mr. Bolton was a party to other efforts to hype intelligence.

Let's be clear about what is happening in Washington and the Senate. We have a White House that continues to drive an agenda—some say it is a radical agenda—determined to consolidate power and abuse it when necessary to push its unpopular policies. This disagreement over the Bolton nomination is not about partisan politics, ideology, or even reform at the United Nations. It is about whether we permit this administration yet again to walk roughshod over the Constitution.

Our duty as Senators is to ensure that our country is represented by qualified and, yes, ethical individuals. Instead of joining the Senate to protect and respect the Constitution, the administration has decided to pick a fight with large rhetoric and negative attacks as it consecrates its power and continues its secretive approach to governing.

Instead of joining us in a bipartisan conversation to reform Social Security, the administration pursues a risky privatization scheme that will slash benefits and threaten our economy with massive new debt. Public support for this privatization scheme is around the 20-percent mark.

This administration has also acquiesced to its radical rightwing base and supported the intrusion of the Federal Government into the private lives of families.

Just as troubling as all of this might be, when the administration fails to get what they want, they rev up the negative attack machine and set up the slash and burn, and I can say that is certainly true.

This pattern could not be clearer, and the American people are joining us to say enough is enough. For months now we have been talking about reforming Washington and focusing on the issues that affect the lives of the American people. We have been trying to do that as Democrats. Our work on the Energy bill this week is an example of what can be done with bipartisan work. We have a bipartisan bill that we hope to continue to improve.

Senator DOMENICI and Senator BINGAMAN have been exemplary in the work that they have done. We want to improve the bill. That is what legislation is all about. Americans are tired of getting caught in the crossfire of partisan sniping. So let us continue to join in a commonsense center and do the work the American people sent us to do.

I end as I began. If this administration, like previous administrations, respects requests of the Senate, we will immediately move to grant Bolton an up-or-down vote. I stand by that pledge today as I did more than a month ago.

Mr. DOMENICI. Mr. President, I ask that I be permitted to speak 1 minute as in morning business.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

#### PRISONER TREATMENT

Mr. DOMENICI. Mr. President, I listened with great attention to the minority leader. I want to state to the Senate, as I listened I had one question that went through my mind. I am in no way—I have not been studying Guantanamo, in terms of hearings and the like. But some of our leading officials, in whom I have great confidence—the generals who speak, the Vice President—are asking the question, What would we do with those people, those prisoners?

I guess it would be interesting for those who are very concerned about the issue to think with us a minute. What about the other side? What do they do with their prisoners? They don't have any problems, right? They kill them. We have been watching that. They hold them as hostages, tell the whole world about it, and then the next day they say cut off their heads. That is how they get rid of people who they think are an impediment to what they want to do, those who are fighting their cause.

We don't have that luxury. We pick up these combatants and what do we do with them? What are we going to do with them, I ask rhetorically. We surely are not going to do what they are doing. We have to do something with them and it is not an easy solution. Who wants them? Will we put them out and say go home and then they will be out there killing our men again?

It is a very serious proposition, in terms of the United States of America having a difficult problem here.

I understand my time has elapsed.

#### RESERVATION OF LEADER TIME

The ACTING PRESIDENT pro tempore. Under the previous order, the leadership time is reserved.

#### ENERGY POLICY ACT OF 2005

The ACTING PRESIDENT pro tempore. Under the previous order, the Senate will resume consideration of H.R. 6, which the clerk will report.

The legislative clerk read as follows:

A bill (H.R. 6) to ensure jobs for our future with secure, affordable and reliable energy.

Pending:

Cantwell amendment No. 784, to improve the energy security of the United States and reduce United States dependence on foreign oil imports by 40 percent by 2025.

The ACTING PRESIDENT pro tempore. The Senator from New Mexico.

Mr. DOMENICI. The time has come to move back to this bill. I want to say to Senators it happens frequently, when things are going well, that nobody is very interested in moving along. So we have to push you along by making sure Senators, or their staffs, understand this has to be a day where we get rid of three or four amendments, including a couple of very important ones that are here for the Senate to consider.

There is a pending amendment Senator CANTWELL has before us. We are trying right now to work out a unanimous consent agreement whereby we will move off that amendment and have a time for a vote. Then we will move onto an amendment—we are thinking that will be an amendment by Senator BINGAMAN—with a time agreement, somewhere around 3 hours equally divided. We will share that with Senator BINGAMAN and others.

Then there is a third amendment from our side of the aisle which, for the sake of naming it, we will call the DeWine amendment. It is not necessarily the name, but he is one of the Senators. We know he has an amendment. We hope we can lock that in to follow after the Bingaman amendment. We will agree on the time. Then the DeWine amendment will have a certain amount of time after which it will be ready for a vote.

I am thinking with some degree of certainty we will have three votes. That will take us into the evening. We will have this pending amendment, the Bingaman amendment, that he considers very important on the mandate for renewables across the land, and then we will have a DeWine amendment that has to do with the oil cartel.

I am waiting for those who are putting these numbers together to come here because Senators have to be consulted.

If people wonder why this takes a little bit of time, let me explain. We are agreeing to something, but people in the Senate have to agree. So we are checking with them now. The only other way we could do it, you see, for those who wonder where they are, we could have all Senators down here and say, Do you agree with this or that? But we can't do that, so we have this little time interval where we ask the Senate be put into a quorum call and that is what I was going to ask right now.

The PRESIDING OFFICER. The Senator from Illinois.

Mr. DURBIN. Mr. President, I would like to speak to the pending amendment, the Cantwell amendment, if it is appropriate, unless the chairman has some other business he wants to raise at this point?

Mr. DOMENICI. I would ask the Senator, if he would, give me a little bit of time before he does that and let me see if we can have a unanimous consent agreement locked in so we have some

idea how much time you will use, or others.

Mr. DURBIN. Maybe I could make an alternative suggestion to the chairman. I will speak until I receive a signal from him that he wants to speak for any reason.

Mr. DOMENICI. If you are so generous, I will listen and when I think I am tired of listening to you, I will put up my hand.

Mr. DURBIN. It will then be a very short speech, I am sure.

Mr. DOMENICI. I have no objection.

Mr. DURBIN. I hate to live under that standard, but I will proceed nevertheless, at my peril, to discuss this bill.

This 800-page bill is our energy bill. We have been working on it for years. No one has worked harder than the Senator from New Mexico. This Republican Senator has joined with the Democratic Senator from New Mexico, Senator BINGAMAN, and they have produced a bill which in many respects is a good bill. If this bill were presented to me today to vote on, I would vote for it because I think there are so many positives here. It not only is good in itself, it is certainly good in comparison to what the House has produced. The House of Representatives has produced a grab bag of incentives and benefits to energy producers that doesn't get to the heart of the question: What is the best energy policy for America, for our children and grandchildren? What is the long-term view of America, when it comes to energy?

Senator DORGAN of North Dakota asked a question of the administration when they came to testify on this bill. He said, You look forward 30 or 40 years on Social Security and say we have to be prepared. What are you prepared to say will be our energy policy in 30 or 40 years? What should we be aiming for?

The simple answer was they couldn't answer it. They had no long-term energy policy. There is one thing we know will happen, unless we change course from where we are today. Each and every day of every month of every year for at least the next 20 years, we will become more dependent on foreign oil. Today, 58 percent of the oil consumed in the United States comes from overseas. That number has grown dramatically. In 1973, that number was 28 percent. So in 32 years we have more than doubled our dependence on foreign oil. We all need it: to fuel our cars, trucks, businesses—the economy of America. So the obvious question is, Is this something that should concern us? I think it is clear on its face it should.

As we become increasingly dependent on Saudi Arabia, the OPEC cartel, Iraq, Iran, Libya, and so many other countries for our oil sources, frankly, we are surrendering some of our freedom and control of our own future. If we lessen our dependence on their foreign oil, it strengthens our economy. Less money is going overseas to buy oil. More money goes into the United States. There is less dependence on what happens.